CAUSE NO. 44437

KYLE DOUGLAS MORING, Petitioner,	§	IN THE DISTRICT COURT OF
	§	
	§	
v.	§	TITUS COUNTY, TEXAS
	§	
CITY OF MOUNT PLEASANT, TEXAS, Respondent.	§	
	§	76th JUDICIAL DISTRICT

ORDER GRANTING PETITIONER'S FIRST AMENDED PETITION FOR WRIT OF MANDAMUS

On this day, the Court considered Petitioner's First Amended Petition for Writ of Mandamus, filed by Petitioner Kyle Douglas Moring against Respondent City of Mount Pleasant, Texas, under Texas Government Code § 552.321. After considering the petition, the exhibits, the record, and the arguments of the parties, the Court is of the opinion that the petition should be, and hereby is, GRANTED.

IT IS THEREFORE ORDERED that a writ of mandamus issue compelling Respondent City of Mount Pleasant to comply with the Texas Public Information Act as follows:

(a) Produce to Petitioner all responsive public information not excepted from disclosure for each of the requests pleaded in Counts I through XIII, including information presumed public under Texas Government Code § 552.302;

(b) To the extent Respondent contends production remains ongoing, provide Petitioner a date-certain schedule for completing any remaining rolling production and identify the categories of responsive information still under review;

(c) In the alternative, if Respondent contends responsive records have been fully produced, do not exist, are not within its possession, custody, or control, or are excepted from disclosure, file a verified, request-by-request declaration identifying, for each request: the categories of responsive information produced; the format of each category produced; the categories withheld; any Attorney General ruling request or prior determination relied upon; any

categories for which Respondent contends no responsive information exists; the custodians, repositories, archives, search terms, and date ranges searched; whether any responsive records were removed, disabled, recalled, replaced, or made inaccessible after release; and whether any responsive records remain under review;

(d) Conduct, or verify under oath that it has conducted, a reasonable supplemental good-faith search of the repositories reasonably likely to contain records responsive to Counts I through XIII, including, as applicable to each request, the City's Microsoft 365 environment (including Exchange Online, archived and shared mailboxes, Microsoft Teams, OneDrive, SharePoint, and Microsoft 365 Groups) and, for the law-enforcement-related counts, the Mount Pleasant Police Department's CRIMES records management system and the City's Axon Evidence.com tenant;

(e) File a verified, request-by-request declaration identifying, for each request and each repository searched, the custodians, repositories, date ranges searched, search terms used, the tools used, and the produced, withheld, and no-records status of each category, and whether attachments and embedded files were included;

(f) As to Count IX, conduct a supplemental participant-based agency-domain search reasonably calculated to capture bilateral correspondence between the City and the agencies identified in the request, including outgoing City correspondence, and restore access to or re-produce the records previously delivered through the now-inaccessible SharePoint link;

(g) As to Counts V and VI, rerun or verify the keyword searches using the original date ranges, all reasonably implicated custodians, and all City-controlled repositories likely to contain responsive records, including archived and shared mailboxes;

(h) Produce responsive information in the electronic medium requested when Respondent has the technological ability to do so without purchasing new hardware or software; otherwise, produce the information in another electronic medium acceptable to Petitioner, consistent with Texas Government Code § 552.228;

(i) Produce to Petitioner existing audit logs, access logs, and activity records — public information maintained by or for the City — only to the extent those

records were expressly requested, are otherwise responsive to a request pleaded in Counts I through XIII, or document access to, removal of, replacement of, or disabling of a specific production or production link placed at issue in this petition, in electronic form consistent with Texas Government Code § 552.228; and, for any specific log not produced, state under oath whether the log exists, whether it was retained or purged, the applicable retention period, and, to the extent ascertainable from other existing records, identify the persons and dates associated with the access, modification, export, recall, removal, or disabling event; and

(j) Petitioner's request for statutory litigation costs and court costs under Texas Government Code § 552.323(a) is reserved for determination after the Court determines whether Petitioner substantially prevailed and whether the statutory reasonable-reliance exception applies.

Unless otherwise ordered by the Court, Respondent shall complete the production, searches, verified declarations, restoration of access, and other acts required by paragraphs (a) through (i) no later than _____ days after the date this Order is signed.

IT IS FURTHER ORDERED that the Court retains jurisdiction to enforce this Order and to consider any further relief to which Petitioner may be entitled.

All other relief not expressly addressed by this Order is reserved unless otherwise ordered by the Court.

SIGNED on _____, 2026.

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JUDGE PRESIDING
76th Judicial District Court, Titus County, Texas